IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CIVIL APPLICATION NO.24 OF 2007

In

CIVIL REVISION APPLICATION NO.1094 OF 2002

Ms Shaeesta D/o. Abdul Gafoor
Mandlekar : Applicant

V/s.

Shri Ahmed Riyazuddin Chougule,
since deceased through legal heirs &
representatives:
Anwar Ahmed Riyazuddin Chougule & Anr. : Respondents

...

Ms Sharvari Shailendra i/b. Mr.P.S.Dani for the applicant.

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CORAM : A.M. KHANWILKAR, J.

DATE : MARCH 6, 2007.

P.C.

1. As per the office noting, the respondent no.1A and 1B have not been served, pursuant to the notice sent by the office. However, as per the affidavit of service filed by the applicant, it is seen that the respondent nos.1A and 1B have been duly served by the Advocate’s notice. Acknowledgement of service is also placed on record. In spite of service, none appears for the said respondents.

No reply has been filed to counter the case made out in this application.

2. Accordingly, as the facts stated in the application have not been controverted and being sufficient case, the application is allowed in the interest of justice in terms of prayer (a). Amendment be carried out in the cause title of the main matter within one week from today, failing which the main matter shall stand dismissed for non-prosecution without further reference to Court.

A.M. KHANWILKAR, J.